

## REMARKS

Claims 1-34 have been cancelled. New claims 35-54 have been submitted as indicated above in accompaniment of a Request for Continued Examination under 37 C.F.R. § 1.114. The Applicant respectfully requests that this application be allowed and forwarded on to issuance.

## § 102 Rejections

Claims 1-34 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Application Publication No. 2003/0191986 (“Cyran”). As claims 1-34 have been cancelled as indicated above, the § 102 rejections are now moot. The Applicant disagrees with the § 102 rejection of claims 1-34, but cancels claims 1-34 without waiver, prejudice, or disclaimer only to advance the prosecution of this application. The Applicant reserves the right to pursue these cancelled claims in the future.

## New Claims

New claims 35-54 are submitted herewith in the interest of clarity and in moving the Application forward to allowance. The new claims 35-54 recite subject matter distinct from the art of record for at least the following reasons.

Fig. 4 of the Application as originally filed discloses the identification and graphical display of thread and process states respectively corresponding to software instructions (402) that have been executed on a processor. In turn, such software instructions are presented in Fig. 4 as data (408, 412, 416 and 418) plotted with respect to time, wherein the plotting format (e.g., heavy lines, dashed

1 lines, plus ("+" signs, etc.) is indicative of the thread and process state  
2 corresponding thereto (please refer to upper right corner of Fig. 4).

3 In any case, Cyran fails to provide, teach or suggest the foregoing features  
4 of the pending Application and as variously and respectively recited in the subject  
5 matter of the new claims 35-54. In fact, Cyran is totally devoid of any disclosure  
6 whatsoever as to thread and process states corresponding to software instructions,  
7 for any reason or in any context.

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### **Conclusion**

10 The Applicant requests favorable action on new Claims 35-54 at the earliest  
11 convenience of the Office. Accordingly, the Applicant requests consideration on  
12 the merits of new Claims 35-54 in favor of timely allowance.

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Respectfully submitted,

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